

**From:** William Wise  
**To:** Microsoft ATR  
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**Subject:** Microsoft Settlement

If Microsoft has broken the law as the court has found then they should not only be restrained from committing further crimes (a goal that I do not think the proposed settlement will help to achieve to any large extent) but also PUNISHED for the crimes they have already committed (a goal the settlement ignores completely considering the largess Microsoft has amassed as a result of its illegal activities). When an individual is convicted of theft he or she is not simply placed under oversight by a committee and told to do no wrong. They are ordered to pay restitution if applicable and put on probation with possible jail time. I can see no reason why the same logic should not be applied to Microsoft. Perhaps this reflect my naivete but if justice is blind then this seems the only logical recourse.

Thank you very much for considering the comments of a legal laymen but computer expert. I make my living using Microsoft products but, as an industry insider, am not at all comfortable with company's illegal behavior. I would love to see Microsoft a competitive good citizen in the IT industry but can't see it happening without Microsoft and its management receiving a cold slap. The settlement, as I see it, is a joke and am afraid that Microsoft will consider it as such.

A settlement that would sting would:

- a) Take from Microsoft whatever portion of their cash reserve profits that can be directly linked to their illegal behavior as well as damages indirectly associated with their market dominance which was gained through "giveaways" that undermined competitors.
- b) Put Microsoft on probation under court supervision for 5-10 years. Any infractions would cause a "suspended" sentence applied during the original case to come automatically into effect. (Open Sourcing the MS operating system or breaking up the company should be sufficiently strong)
- c) Force Microsoft's top management to leave the company without retaining their stock options.

Thanks so much for you consideration of my comments,

William Wise  
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